

REMARKS

Claims 1-50, as amended, remain herein. Claims 1-23 are presently withdrawn from consideration. Support for the amendment to claim 24 may be found, for example, in the prior version of claim 24, and in the specification at p. 21, lines 11-29, and in Figs. 2, 4-6, and 10A.

The Advisory Action, mailed December 11, 2008, stated that “the claims do not require the sensor ejecting means be ‘located on the cartridge’.” However, the first paragraph in the body of claim 24 recites “a biosensor cartridge... including sensor ejecting means.” The sensor ejecting means is part of the cartridge. Further, claim 24 explicitly recites that the sensor ejecting means is in the biosensor cartridge. The third paragraph in the body of claim 24 recites “a sensor sending out mechanism for driving the sensor ejecting means in the biosensor cartridge.” This Supplementary Amendment amends claim 24 to further clarify that the sensor ejecting means is located in the cartridge.

The Advisory Action further asserts that “sensor sending out mechanisms act on the rollers 4-c included with the biosensor cartridge,” (emphasis added here). However, Amano Fig. 1 discloses a cartridge 3 having no rollers 4 included with the cartridge, and a dispensing device 1 that has rollers 4. Amano Fig. 3 shows another view of cartridge 3 interacting with rollers 4a-c, which are sub-elements of rollers 4. In light of Fig. 1, Fig. 3 shows how the cartridge, having no included rollers, interacts with the dispensing device that does have rollers.

As discussed in the Amendment filed December 2, 2008, Amano fails to disclose such sensor ejecting means included in and located in a cartridge. Since Amano fails to disclose every element of applicants’ claim 24, Amano is an inadequate basis for rejecting claims 24-26, 34-36,


44 and 45 under 35 U.S.C. § 102(b). Reconsideration and withdrawal of the rejection are respectfully requested.

Accordingly, all claims 24-50 are now fully in condition for allowance and a notice to that effect is respectfully requested. The PTO is hereby authorized to charge/credit any fee deficiencies or overpayments to Deposit Account No. 19-4293. If further amendments would place this application in even better condition for issue, the Examiner is invited to call applicant's undersigned attorney at the number listed below.

Respectfully submitted,

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Date: December 23, 2008

  
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Attorney Docket No. 28951.5346